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FACSIMILE MEMORANDUM

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DATE: THURSDAY, MAY 27, 2004

PAGE 1 OF 3

FACSIMILE NUMBER: 703-872-9306

TO: MAIL STOP RCE

COMMISSIONER FOR PATENTS

PO Box 1450

ALEXANDRIA, VA 22313-1450

FROM: M. WAYNE WESTERN/GARY P. OAKESON TRANSMITTED BY: EMILY

U.S. PATENT APPLICATION No. 09/960,180, FILED 9/20/01

PROTECTIVE CONTAINER AND ASSOCIATED METHODS

OUR DOCKET No.: 20054

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PATENT APPLICATION

ATTORNEY DOCKET NO. 10012215-1

MAY 27 2004
IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Makarand P. Gore

Confirmation No.: 4586

Application No.: 09/960,180

Examiner: Ackun, J.

Filing Date: 09/20/2001

Group Art Unit: 3712

Title:

PROTECTIVE CONTAINER AND ASSOCIATED METHODS

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Submission under 37 CFR 1.114

(X) Previously submitted:

(X) Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on 4/23/2004.
(Any unentered amendment(s) referred to above will be entered).

() Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

() Other _____.

() Enclosed:

() Amendment/Reply

() Affidavit(s)/Declarations(s)

() Information Disclosure Statement (IDS)

() Other _____.

Miscellaneous

() Suspension of action is requested under 37 CFR 1.103(c) for a period of _____ months.
The fee for this Suspension is (37 CFR 1.17(i)) \$130.00

() Other _____.

**CONTINUED EXAMINATION TRANSMITTAL
(RCE) (37 CFR 1.114) (continued)**ATTORNEY DOCKET NO. 10012215-1☒ (X) RCE filing fee \$770.00☐ () A Petition for Extension of Time

- | | |
|---|-----------|
| <input type="checkbox"/> () one month | \$110.00 |
| <input type="checkbox"/> () two months | \$420.00 |
| <input type="checkbox"/> () three months | \$950.00 |
| <input type="checkbox"/> () four months | \$1480.00 |

Please charge to Deposit Account **08-2025** the sum of \$770.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **08-2025** under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

☒ (X) A duplicate copy of this transmittal letter is enclosed.

☐ () I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231. Date of Deposit: _____

OR

☒ (X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (703) 872-9306 on 5/27/04

Number of pages: 2

Typed Name: **Emily Mecham**Signature: Emily Mecham

Respectfully submitted,

Makarand P. GoreBy M. Wayne Western**M. Wayne Western**

Attorney/Agent for Applicant(s)

Reg. No. **22,788**Date: 5/27/04Telephone No.: **(801) 566-6633**